

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

FILED

MAR 07 2006

CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

TERUYO NISHIBAYASHI,

Plaintiff - Appellant,

V.

GORDON R. ENGLAND, Secretary,  
Department of the Nav.

Defendant - Appellee.

No. 05-15560

D.C. No. CV-04-00248-ACK

**ORDER**

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

MAR 10 2006

at 9 o'clock and 0 min. PM  
SUE BEITIA, CLERK

A review of the file in this case reveals that the appellant has failed to perfect the appeal as prescribed by the Federal Rules of Appellate Procedure.

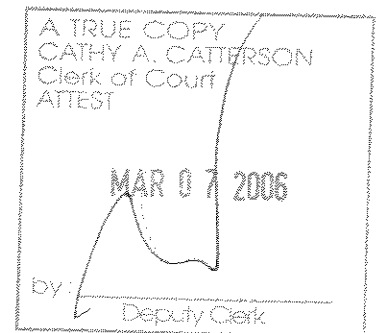
Pursuant to Ninth Circuit Rule 42-1, this appeal is dismissed for failure to file the opening brief on appeal in this case.

A certified copy of this order sent to the district court shall act as and for the mandate of this court.

FOR THE COURT:

Cathy A. Catterson  
Clerk of Court

By: Craig Westbrooke  
Deputy Clerk



INTERNAL USE ONLY: Proceedings include all events.  
05-15560 Nishibayashi v. England

TERUYO NISHIBAYASHI  
Plaintiff - Appellant

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v.

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Defendant - Appellee

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